

1 CORYNNE MCSHERRY (221504)
 2 corynne@eff.org
 3 MATTHEW ZIMMERMAN (212423)
 4 mattz@eff.org
 5 ELECTRONIC FRONTIER FOUNDATION
 6 454 Shotwell Street
 7 San Francisco, CA 94110
 8 Telephone: (415) 436-9333
 9 Facsimile: (415) 436-9993

10 DAVID HALPERIN (*Admitted Pro Hac Vice*)
 11 davidhalperindc@gmail.com
 12 3333 14th Street NW, Suite 205
 13 Washington, DC 20010

14 ANDREW P. BRIDGES (CSB No. 122761)
 15 abridges@fenwick.com
 16 JAMES J. VARELLAS III (CSB No. 253633)
 17 jvarellas@fenwick.com
 18 KATHLEEN LU (CSB No. 267032)
 19 klu@fenwick.com
 20 FENWICK & WEST LLP
 21 555 California Street, 12th Floor
 22 San Francisco, CA 94104
 23 Telephone: 415.875.2300
 24 Facsimile: 415.281.1350

25 Attorneys for Plaintiff
 26 PUBLIC.RESOURCE.ORG

27

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20

21 PUBLIC.RESOURCE.ORG,

Case No.: 3:13-cv-00815 SC

22 Plaintiff,

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME TO
REPLY**

23 v.

24 SHEET METAL AND AIR CONDITIONING
 25 CONTRACTORS' NATIONAL
 26 ASSOCIATION, INC.,

27

Defendant.

28

STIPULATION

Counsel for Plaintiffs Public.Resource.Org (“Public Resource”) and Defendant Sheet Metal and Air Conditioning Contractors’ National Association, Inc. (“SMACNA”) (collectively, the “Parties”) enter into the following Stipulation and [Proposed] order:

WHEREAS, Public Resource filed its motion for default judgment (Dkt. No. 22) on May 29, 2013 and personally served SMACNA, noticing a hearing date of July 19th, 2013;

WHEREAS, according to Public Resource's calculation, SMACNA's response to that motion was due on June 12, 2013, with any further reply from Public Resource due 7 days later, on June 19, 2013;

WHEREAS, SMACNA filed its partial opposition to the motion for default judgment on June 17, 2013, calculated at 14 days plus 3 days from the date of Public Resource's motion;

In the interest of allowing Public Resource sufficient time to reply, the parties agree that Public Resource should receive until June 27, 2013, calculated at 7 days plus 3 days from SMACNA's filing, to file its reply and any supporting papers.

This extension will not affect the Court's calendar. No previous extensions or time modifications have been requested or ordered. The noticed hearing date of July 19th, 2013 is 23 days after the proposed date for Public Resource to submit its papers. The parties do not request a change of the noticed hearing date, and this extension will not affect any other court date or the schedule of this case.

NOW THEREFORE, the Parties, by and through their respective counsel of record, hereby stipulate, subject to Court approval, as follow:

1. Plaintiff Public.Resource.Org, Inc.'s reply and supporting papers on its motion for default judgment (Dkt. No. 22) is due June 27, 2013.

IT IS SO STIPULATED.

1 Dated: June 18, 2013

FENWICK & WEST LLP

3 By: /s/ Kathleen Lu
4 Kathleen Lu

5 Attorneys for Plaintiff
6 PUBLIC.RESOURCE.ORG

7 Dated: June 18, 2013

MORRISON & FOERSTER LLP

9 By: /s/ Nicholas S. Napolitan
10 Nicholas S. Napolitan

11 Attorneys for Plaintiff
12 SHEET METAL AND AIR CONDITIONING
13 CONTRACTORS' NATIONAL
14 ASSOCIATION, INC.

15 **[PROPOSED] ORDER**

16 Pursuant to stipulation, it is SO ORDERED.

18 Dated: 06/19/2013

